

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SHEILA ETTINGER,

Plaintiff,

v.

GUIDANT CORPORATION, GUIDANT
SALES CORPORATION,

Defendants.

No. C 05-03279 WHA

**AMENDED ORDER GRANTING
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE
PENDING TRANSFER
DECISION BY THE JUDICIAL
PANEL ON MULTIDISTRICT
LITIGATION**

Having considered plaintiff's objections, the October 26 order granting defendant's motion to continue case management deadlines is amended as follows:

- (1) The case management conference scheduled for **NOVEMBER 10, 2005** is **VACATED**. If the Judicial Panel on Multidistrict Litigation denies the pending motions for transfer and consolidation, another case management conference shall be scheduled within sixty days of that ruling. A *joint* case management statement will be due not less than fourteen days before the hearing.
- (2) To prevent any discovery prejudice while awaiting the decision of the JPML, initial disclosures must be made by **DECEMBER 7, 2005**, as previously scheduled. Discovery may begin thereafter.
- (3) If the motions for transfer and consolidation are granted by the JPML, all case management deadlines, including the deadline for Rule 26(a) disclosures referenced

1 above, shall be set by the transferee court. If those motions are denied by the JPML, the
2 remaining deadlines vacated by the previous order shall be thirty days after such denial.

3 (4) The parties shall notify the Court of any ruling by the JPML within ten calendar days.
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5 **IT IS SO ORDERED.**

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7 Dated: October 28, 2005



8 WILLIAM ALSUP
9 UNITED STATES DISTRICT JUDGE
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